

The Honorable Richard A. Jones
The Honorable J. Richard Creatura

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE**

EL PAPEL, LLC, et al.,

Plaintiffs,

v.

BRUCE HARRELL, in his official capacity
as the Mayor of the City of Seattle; THE
CITY OF SEATTLE, municipal
corporation; and ROBERT W.
FERGUSON, in his official capacity as
Attorney General of the State of
Washington,

Defendants.

NO. 2:20-cv-01323-RAJ-JRC

DEFENDANTS' JOINT NOTICE
OF SUPPLEMENTAL
AUTHORITY

Pursuant to LCR 7(n), Defendants¹ respectfully submit the following supplemental authorities in support of their Cross-Motions for Summary Judgment and reply briefs in support of those motions (Dkt. Nos. 103, 104, 120, and 121):

1. The U.S. Court of Appeals for the Ninth Circuit's opinion in *Ballinger v. City of Oakland*, -- F.4th ---, No. 19-16550, 2022 WL 289180 (9th Cir. Feb. 1, 2022). The opinion is attached as Exhibit 1.

¹ Pursuant to Federal Rule of Civil Procedure 25(d), Bruce Harrell, the current Mayor of the City of Seattle, is substituted as a party in place of Jenny Durkan, the former Mayor.

2. The U.S. District Court for the District of Oregon's order in *Farhoud v. Brown*, No. 3:20-cv-2226-JR, 2022 WL 326092 (D. Or. Feb. 3, 2022). The order is attached as Exhibit 2.

DATED this 8th day of February, 2022.

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Seattle City Attorney

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Washington*

DECLARATION OF SERVICE

I hereby declare that on this day I caused the foregoing document to be electronically filed with the Clerk of the Court using the Court's CM/ECF System which will send notification of such filing to all counsel of record.

DATED this 8th day of February, 2022, at Tacoma, Washington.

/s/ Cristina Sepe

CRISTINA SEPE, WSBA No. 53609
Assistant Attorney General